HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

Writ Petition No. 13534 of 2007

Between:

P. Satyanarayana

... Petitioner

And

The District Collector, Nellore & others

... Respondents

:: O R D E R ::

Counsel for the petitioner : Shri Nerella Vijaya Babu

Counsel for respondent Nos.1 and 2: Government Pleader for Revenue

June 28, 2007

Per G.S. Singhvi, CJ

In this petition, the petitioner has prayed for issue of a mandamus to the official respondents to take steps to remove the prawn culture ponds being operated by respondent Nos. 4 to 6 in Survey Nos. 1223, 1224, 1231/A and 1230-C situated at Utukur Village, Vidavalur Mandal, Nellore District.

A perusal of the record shows that before seeking intervention of the Court, the petitioner had, through his advocate, made representations dated 29.10.2006 and 01.03.2007 to respondent Nos. 1 and 2 requiring them to take action in accordance with law for stopping prawn culture activity by respondent Nos. 4 to 6. His grievance is that respondent Nos.1 and 2 have not taken steps to curb the prawn culture activity by the private respondents and, on that account, his land is getting adversely affected.

We have heard learned counsel and the learned Government Pleader. In our opinion, it is not necessary to dilate on the appellant's prayer in detail because we are convinced that ends of justice will be adequately met if respondent Nos. 1 and 2 are directed to take action on the representations made by the petitioner within a period of four weeks from today. Ordered accordingly. It is, however, made clear that before stopping the prawn culture operation by respondent Nos. 4 to 6, the concerned authority shall give notice and opportunity of hearing to them.

The writ petition is disposed of in the manner indicated above.

As a sequel to disposal of the writ petition, W.P.M.P.No.16978 of 2007 filed by the petitioner for interim relief is disposed of as infructuous.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

28.06.2007
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